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PATENT APPLICATION

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03500.016022.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 17 2003
U.S. PATENT & TRADEMARK OFFICE
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CSC 26
In re Application of:)
HIROSHI AOTO, et al.) : Examiner: M. A. Anderson
Application No.: 10/014,355) : Group Art Unit: 1765
Filed: December 14, 2001)
For: BaTiO₃ - PbTiO₃ SERIES SINGLE)
CRYSTAL AND METHOD OF)
MANUFACTURING THE SAME,)
PIEZOELECTRIC TYPE)
ACTUATOR AND LIQUID)
DISCHARGE HEAD USING)
SUCH PIEZOELECTRIC TYPE)
ACTUATOR : July 11, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated June 11, 2003 (Paper No. 6),
Applicants provisionally elect to prosecute the Group II claims, namely Claims 13 to 24. The
requirement to restrict, however, is traversed.

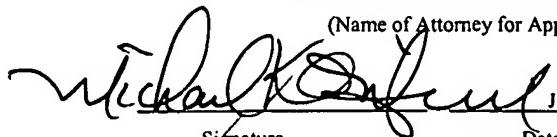
I hereby certify that this correspondence is being deposited with the
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to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450 on

July 11, 2003

(Date of Deposit)

Michael K. O'Neill, Reg. No. 32,622

(Name of Attorney for Applicant)



July 11, 2003

Signature

Date of Signature

Traversal is on the ground that there would not be undue burden in examining the two groups of claims in a single application. In particular, MPEP § 808 makes it clear that in order to require restriction between independent or distinct inventions, reasons for insisting upon a restriction requirement, such as undue burden, must also be shown. In the present instance, it is not believed that there would be an undue burden in examining the claims of Groups I and II in a single application. Although it is true that Group I claims a product while Group II claims a process, and that the Group I product could be made by a process different from that claimed in Group II, it is nevertheless believed that the two groups of claims are not so unrelated as would require a burden on the Examiner that is significantly beyond that of the normal burdens of examination.

Accordingly, reconsideration and withdrawal of the restriction requirement are respectfully requested.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicants

Registration No. 32,622

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